

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

THE HIMALAYA DRUG COMPANY, §
§
Plaintiff, §
§
vs. § CIVIL ACTION NO. 07-4091
§
TRUWELL HOLDINGS, INC., §
§
Defendant. §

JOINT STIPULATION OF DISMISSAL

The parties in the above-captioned matter hereby stipulate and agree, pursuant to the terms of a Settlement Agreement reached between them, to the voluntary dismissal of this action pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure as follows:

1. The partieis hereby dismiss all claims asserted in this case with prejudice and on the merits;
2. Each party shall bear and be responsible for their own attorneys' fees and costs associated with this action.

Dated: February 5, 2008

Respectfully submitted,

/s/ John S. Egbert
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Attorney-in-charge for Defendant

The Himalaya Drug Company

Truwell Holdings, Inc.

IT IS SO ORDERED.

Dated this the _____, 2008 at Houston, Texas.

Honorable Sim Lake
United States District Judge